

Amend Section 35015 to read:

35015 RECRUITMENT EFFORTS FOR CHILDREN WHO HAVE BEEN FREED FOR ADOPTION OR THOSE WITH A CASE PLAN GOAL OF ADOPTION 35015

- (a) The ~~agency's~~ Department, county adoption agency and licensed adoption agency efforts to recruit prospective adoptive parents for children whom the agency is placing for adoption ~~shall~~ may include but are not limited to:
- (1) Contact with other public and private adoption agencies.
 - (2) Presentation of information regarding the child on television and/or other media outreach programs, if appropriate.
 - (3) Presentation of information concerning the child at exchange meetings of agencies.
 - (4) Participation in the state photo-listing album of children as appropriate.
 - (5) Contact with parent groups regarding specific children.

Authority cited: Sections 10553, 10554 and 16118(a), Welfare and Institutions Code; Section 1530, Health and Safety Code; and Sections 8621 and 8711.5, Family Code.

Reference: Sections 8707, 8708, 8709, 8710, and 8711, Family Code; Sections 16115.5 ~~and 16119~~, Welfare and Institutions Code; and 45 CFR 1355.40.

Amend Section 35017 to read:

35017 REQUIREMENTS FOR PHOTO-LISTING CHILDREN WHO HAVE BEEN FREED FOR ADOPTION OR THOSE WITH A CASE PLAN GOAL OF ADOPTION 35017

- (a) As a means of recruiting prospective adoptive families and promoting permanency outcomes, the Department, county adoption agency, or licensed adoption agency shall register with the Department's photo-listing service of the Department each child who has been freed for adoption and whose case plan goal is adoption.
- (b) In order to register the child, the Department, county adoption agency, or licensed adoption agency shall submit the following to the Department photo-listing service of the Department:
- (1) Two recent color photographs of the child which are:

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- ~~(A) — Black and white photographs are preferred because they reproduce more clearly than color photographs, but if not available, color is acceptable;~~

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~~(A) (Reserved)~~

~~(A) (B)~~ head-to-chest close-ups;

~~(B) (C)~~ no smaller than 3-1/2 inches by 3-1/3 inches in dimension;

~~(C) (D)~~ taken no more than six months prior to registration.

- (2) A description of each child being registered.
- (A) The description shall be typewritten in the "Description of Child" section, on the AD 909.
- (B) The completed "Description of Child" section on the AD 909 shall be no less than four concise paragraphs which contain, but are not limited to, the following:
1. Include in the first paragraph:

- a. the child's ~~date of birth;~~ birth month and year.
 - b. the child's religious preference: if no preference, indicate "NONE";
 - c. whether the child is a member of a sibling group;
 - d. the child's ethnicity: if a child is of a mixed background, identify the ethnicities, such as, but not limited to, Black/White, Hispanic/Asian, etc.
2. Include in the second paragraph some positive statements about the child's personality, outside or special interests, achievements, and aspirations.

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- a. A personalized statement from the child on the kind of family environment he or she would prefer or just a statement in general from the child is encouraged, but is not a prerequisite to register.

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3. Include in the third paragraph a summary of the child's medical, educational, psychological, and behavioral problems, if any, and measures that are being taken to decrease or eliminate those problems.
4. Include in the fourth paragraph:
- a. placement restrictions, such as, but not limited to, geographic, which may sever ties between relatives or significant others;
 - b. information as to whether the child would benefit from ongoing contact with birth parents, siblings, and other relatives;
 - c. the type of family sought, one or two parents, and the characteristics they should possess;
 - ~~d. the desired position of the child in the prospective adoption family;~~
~~and~~
 - e.d. whether the child is eligible for AAP benefits.

- (c) Licensed adoption agencies shall send a recent photograph and description of each child to the photo-listing service within 15 working days of the time the child is legally freed for adoption.
 - (1) The 15-working-day time period shall commence on the first working day following the date on which the AD 4333 is signed by the Department.
 - (2) When an appeal has been filed challenging the initial court decision of termination of parental rights, the child shall not be photo-listed during the appeal process.
 - (A) After appeal, the child shall be registered with the photo-listing service within 15 working days after the court's final order of termination of parental rights.
 - 1. Registration shall conform to Sections 35017(a) and (b).
- (d) When adoption is the case plan goal for a child, the agency may photo-list that child prior to the child's becoming legally freed for adoption.
 - (1) Consent to register the child shall be obtained by the agency from the birth parent(s), legal guardian, or the court.
 - (A) Once consent has been obtained, the child shall be registered within 15 working days.
- (e) ~~The agency~~Department, county adoption agency, or licensed adoption agencies shall defer a child's registration when the child's foster parent(s) or other identified persons have ~~applied to~~ expressed interest in adopting the child and are meeting the adoption agency's requests for required documentation as specified at Section 35195(a) and are cooperating in the completion of a ~~home study~~home study pursuant to Section 35189(a).
- (f) Registration shall be deferred no longer than six months from the date the child was legally freed unless documentation is included in the case file which substantiates the need for further deferral resulting from delays not within the control of the prospective adoptive parents.
- (g) A child who is 12 years of age, or older, and does not consent to be adopted, shall be deferred from the photo-listing service.
 - (1) If a child 12 years of age, or older, consents to his or her adoption, subsequent to an initial decision not to consent to his or her adoption, the agency shall register the child within 15 working days following the child's consent.

- (h) The photo-listing service of the Department shall list the child in the photo-listing book within 30 working days following receipt of the items enumerated in Sections 35017(a)(1)(B) through (D), (b) and (c) ~~and 35017 (a)(2).~~

Authority cited: Sections 10553 and 10554, Welfare and Institutions Code; Section 1530, Health and Safety Code; and Sections 8621, 8707(a), and 8714.5 ~~and~~ 8714.7, Family Code.

Reference: Sections 8707, 8709, 8710, 8711, Family Code; and Section 16119, Welfare and Institutions Code.

Amend Section 35019 to read:

**35019 NOTIFICATION OF CHANGES IN PHOTO-LISTING STATUS
AND UPDATING PHOTO-LISTING INFORMATION**

35019

- (a) The ~~agency~~Department, county adoption agency or licensed adoption agency shall notify the photo-listing service, by telephone or email, of any adoptive placements or of any significant changes in the child's photo listing status within two working days of that change.
- (b) Significant change means:
 - (1) the child's case plan goal is revised to other than adoption;
 - (2) the child has reached the age of 12 and will not consent to be adopted;
 - (3) there is a change in the child's physical, mental or behavioral state; or
 - (4) the child dies.

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- (1) The ~~Department~~photo-listing service of the Department will reflect the change in a child's photo-listing status in the photo listing system within 30 working days of receipt of the change(s) from the agency.
- (2) When a significant change necessitates deletion of a description and picture of a child from the photo-listing service, the child's profile will be noted ~~Department will issue to all subscribers of the service, a revised insert stamped~~ "REMOVED" OR PLACED", as appropriate across the narrative description. as "CLOSED" with the designation of whether the child was "PLACED," "MATCHED," "CHANGE OF PLAN" OR "REMOVED FOR UNKNOWN OR OTHER REASONS."

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- (c) Within 15 working days following a one-year period in which a child is registered ~~The agency~~Department, county adoption agency, or licensed adoption agency shall submit to the photo-listing service of the Department, within 15 working days following a one-year period in which a child is registered with the photo-listing services, an updated photograph and description of each child registered with the photo-listing service.
 - (1) The photograph shall comply with the requirements set forth in Sections 35017(b)(1) ~~(a)(1)(B) through (h).~~

- (2) The description of the child shall comply with the requirements set forth in Sections 35017(b)(2)(a)(1)(B) through (h) 4.
- (d) The photo-listing service of the Department shall review the photo-listing status of all legally freed children whose case plan goal is adoption, including those who are registered with the photo-listing service and those whose registrations have been deferred, semi-annually.

Authority cited: Sections 10553 and 10554, Welfare and Institutions Code; Section 1530, Health and Safety Code; and Sections 8621 and 8707, Family Code.

Reference: Section 8707, Family Code.